

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP
2 Charles K. Verhoeven (Bar No. 170151)
3 charlesverhoeven@quinnemanuel.com
4 David A. Perlson (Bar No. 209502)
5 davidperlson@quinnemanuel.com
6 Melissa Baily (Bar No. 237649)
7 melissabaily@quinnemanuel.com
8 John Neukom (Bar No. 275887)
9 johnneukom@quinnemanuel.com
10 Lindsay Cooper (Bar No. 254886)
11 jordanjaffe@quinnemanuel.com
12 50 California Street, 22nd Floor
13 San Francisco, California 94111-4788
14 Telephone: (415) 875-6600
15 Facsimile: (415) 875-6700

16 Attorneys for WAYMO LLC

17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

19 WAYMO LLC,

20 CASE NO. 3:17-cv-00939-WHA

21 Plaintiff,

22 **DECLARATION OF LINDSAY COOPER
IN SUPPORT OF PLAINTIFF WAYMO
LLC'S ADMINISTRATIVE MOTION TO
FILE UNDER SEAL ITS MOTION FOR
CONTINUANCE OF TRIAL DATE**

23 vs.

24 UBER TECHNOLOGIES, INC.;
25 OTTOMOTTO LLC; OTTO TRUCKING
26 LLC,

27 Defendants.

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1 I, Lindsay Cooper, declare as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to
 3 practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan,
 4 LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set
 5 forth in this Declaration, and if called as a witness I would testify competently to those matters.

6 2. I make this declaration in support of Waymo’s Administrative Motion to File Under
 7 Seal (“Waymo’s Administrative Motion”) confidential information in its Motion for Continuance of
 8 Trial Date. Waymo’s Administrative Motion seeks an order sealing the following materials:

| Document | Portions to Be Filed Under Seal | Designating Party |
|--|--|--|
| Waymo’s Motion for Continuance of Trial Date (“Waymo’s Motion”) | Highlighted in blue | Defendants and/or Anthony Levandowski |
| | Highlighted in green | Waymo |
| Exhibit 1 to Waymo’s Motion | Entire document | Defendants and/or Anthony Levandowski |
| Exhibit 2 to Waymo’s Motion | Entire document | Defendants and/or Anthony Levandowski |
| Exhibit 4 to Waymo’s Motion | Entire document | Defendants and/or Anthony Levandowski |
| Exhibit 5 to Waymo’s Motion | Entire document | Defendants |
| Exhibit 6 to Waymo’s Motion | Entire document | Defendants and/or Anthony Levandowski |
| Exhibit 13 to Waymo’s Motion | Entire document | Anthony Levandowski |
| Exhibit 14 to Waymo’s Motion | Entire document | Waymo |
| Exhibit 15 to Waymo’s Motion | Entire document | Waymo |
| Exhibit 16 to Waymo’s Motion | Entire document | Waymo |
| Exhibit 17 to Waymo’s Motion | Entire document | Waymo |
| Exhibit 18 to Waymo’s Motion | Entire document | Waymo |

21 3. Waymo’s Motion and exhibits contain information that Defendants and/or non-party
 22 Mr. Levandowski and/or other third-parties have designated as confidential and/or highly confidential.

23 4. Portions of Waymo’s Motion and exhibits thereto also contain or refer to Waymo’s
 24 trade secrets. These portions, which Waymo seeks to seal, contain, reference, and/or describe
 25 Waymo’s asserted trade secrets. I understand that these trade secrets are maintained as secret by
 26 Waymo (Dkt. 25-47) and are valuable as trade secrets to Waymo’s business (Dkt. 25-31). The public
 27 disclosure of this information would give Waymo’s competitors access to in-depth descriptions—and
 28

1 analysis—of the functionality of Waymo’s autonomous vehicle system. If such information were
2 made public, I understand that Waymo’s competitive standing would be significantly harmed.
3 Waymo’s request to seal is narrowly tailored to only the confidential information.

4 5. Waymo takes no position on the merits of sealing the designated material, and expects
5 Defendants and/or Mr. Levandowski and/or other third-parties to file one or more declarations in
6 accordance with the Local Rules.

7 I declare under penalty of perjury under the laws of the State of California that the foregoing is
8 true and correct, and that this declaration was executed in San Francisco, California, on September 16,
9 2017.

10 By /s/ Lindsay Cooper
11 Lindsay Cooper
12 Attorneys for WAYMO LLC

13 **SIGNATURE ATTESTATION**

14 Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the
15 filing of this document has been obtained from Lindsay Cooper.

16 /s/ Charles K. Verhoeven
17 Charles K. Verhoeven